IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

TUESDAY, THE 14TH AUGUST 2007 / 23RD SRAVANA 1929

WP(C).No. 23351 of 2007(E)

PETITIONER:

V.N.RAJU,
PUTHENPURAYIL HOUSE, VADAYAR P.O., VAIKOM.

BY ADV. SRI.DILIP MOHAN

RESPONDENTS:
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1. STATE BANK OF INDIA, REPRESENTED BY
ITS BRANCH MANAGER, VELLOOR, KOTTAYAM.

2. CHIEF MANAGER,
STATE BANK OF INDIA, KOTTAYAM.

BY ADV. SRI.K.K.CHANDRAN PILLAI

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 14/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

THOTTATHIL B. RADHAKRISHNAN, J.

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WP(C).No.23351 of 2007-E

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Dated this the 14th day of August, 2007.

JUDGMENT

Having heard the learned counsel for the petitioner and the learned counsel for the respondents and having regard to the totality of the total amount involved, without expressing anything on merits, this writ petition is disposed of directing that if the petitioner deposits at the rate of Rs.1 lakh per month payable on or before the 20th of every month commencing from September, 2007, after making an initial deposit of Rs.10,000/- within a period of two weeks from today, the impugned distress action will be kept in abeyance to enable the petitioner to wipe off all outstandings. If there is any default in depositing any of the instalments as aforesaid, the benefits of this judgment will stand recalled automatically and the respondents will be at liberty to proceed with further action without any further notice.

THOTTATHIL B. RADHAKRISHNAN,
JUDGE.

Sha/-